



[Handwritten signature]

Patent
Heliogenesis 0-02-133.01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Ammon
Serial no.: 10/618,199
Filed: July 11, 2003
Title: Toy Bubblemaking Solution
Examiner: Urszula M. Cegielnik
Art Unit: 3712

RESPONSE AND AMENDMENT

Mail Stop Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir/Madam:

On March 29, 2004, the U.S. Patent and Trademark Office mailed an office action. In that office action, the examiner wrote, "claims 1-18 [of the above-identified application] are rejected under the judicially created doctrine of obviousness-type double patented as being unpatentable over claims 1-11 of U.S. Patent No. 6,593,375. Although the conflicting claims are not identical, they are not patentably distinct from each other because they both claim an aqueous bubble solution having water-soluble polymers and the formation of strands, drops and sheets once a bubble produced from the aqueous bubble solution bursts." No further statements were made in the office action regarding the patentability of claims 1-18.

To overcome this rejection, applicant submits this response with an executed "terminal disclaimer to obviate a double patenting rejection over prior patent", two executed "statement under 37 CFR 3.73(b)" for this application and the '375 patent, and check for \$55.00 (small entity fee for terminal disclaimer fee under 37 CFR 1.20(d)). There are no amendments to the claims, accordingly we are not submitting them in this response.

It is respectfully submitted that these claims are in condition for allowance and such allowance is earnestly solicited.

Respectfully submitted,

Date: 5/25/04

By: *[Signature]*
Kevin D. McCarthy, Reg. No. 35,278

Roach Brown McCarthy & Gruber, P.C.; 1620 Liberty Building; Buffalo, New York 14202
716-852-0400

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Fee Amendment, Commissioner for Patents, P.O.-Box 1450, Alexandria, VA 22313-1450, on the date below:

Date: 5/25/04 Kevin D. McCarthy *[Signature]*
Attorney Reg. No. 35,278